



State of Utah

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## Utah State Tax Commission

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*Executive Director*

February 19, 2009

Name  
Address  
City, State Zip

### ***RE: Verification of Sales and Use Tax***

Letter ID: PH2070000

Dear Name:

The Auditing Division of the Utah State Tax Commission is currently conducting a self-review project on photographers and related businesses. A self-review project consists of selected businesses or individuals reviewing their own books and records for a potential sales and use tax liability. Self-reviews are designed to help you become familiar with the tax laws that relate to your business, and assist you in future compliance to help you avoid penalties and interest.

A photographer sells photographic images and other related items. A photographer may also render services such as developing, retouching, and tinting. These sales and services are subject to sales and use tax, and the photographer is responsible for collecting the tax from the customer.

Items of tangible personal property purchased without tax and not resold are also subject to sales and use tax. As the purchaser, you are responsible for the tax on items you store, use, or consume in Utah, and you must remit this tax to the Tax Commission when the seller does not collect it.

### ***What you should do:***

Please read the enclosed **Examples** sheet. It lists some common types of sales and purchases made by photographers that are subject to sales and use tax. Responses to **Frequently Asked Questions** are also provided for clarification of certain issues.

To perform the self-review, please follow the **Instructions** included in this packet. The enclosed **Checklist & Questionnaire** outlines the forms you will need to complete and submit. It is important you return the completed forms in the envelope provided, along with your payment of computed tax and interest, if applicable, by **March 23, 2009**.

If a careful review of your records shows that Utah sales and use tax was always properly collected from your customers and reported to the Tax Commission, and use tax was reported for all cases where the seller did not charge you tax on a taxable purchase, please do the following:

1. Fill out the **Checklist & Questionnaire**.
2. Complete the **Summary**, including Section C, indicating why you owe no tax, and date and sign.
3. Please return the above documents in the envelope provided by **March 23, 2009**.

Please note, all self-reviews are subject to verification by auditors. Any tax self-reported and paid as part of this self-review will be subject only to interest, and the review period will be limited to three years. However, if you do not respond to this notice, we may contact you to schedule an audit. If no sales and use tax returns have been filed, the normal three-year statute of limitations does not apply and the Tax Commission may assess tax, interest and penalty for an unlimited period.

Interest has been calculated to March 23, 2009. If payment is made before that date, you may reduce the interest amount accordingly. Please read the enclosed **Instructions** for details. Please note that if payment is made after March 23, 2009, you must adjust the interest and pay the proper amount, or additional interest and a late payment penalty may be assessed on any deficiency.

***If you have questions or need additional time:***

Email us at [comp@utah.gov](mailto:comp@utah.gov) or contact one of the following from 7:00 a.m. to 6:00 p.m., Monday through Thursday:

Matt Duke	(801) 297-4670
Stephen Peterson	(801) 297-4758
Ralph Hoggan	(801) 297-4759

Information to help you complete this self-review can be found on our website at <http://tax.utah.gov/selfreview> (select the **Photography** link). You may read related tax references in Title 59 Chapter 12 of the Utah Code, Administrative Rules R865-19S-75, R865-19S-110, R865-21U-6 and other applicable Administrative Rules, which are found on our website at <http://tax.utah.gov/>.

Thank you for your prompt attention and cooperation regarding this matter.

Respectfully,



Michael Christensen  
Tax Audit Manager

Enclosures  
mbd